

Mar. 04 2005 9:48 The Bairds  
MAR-03-2005 THU 12:53 PM MARGER JOHNSON

1-512-795-9111  
FAX NO. 5032744822

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PATENT APPLICATION  
Docket No. 2705-070

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Randall Baird, et al.

Serial No. 09/409,922

Examiner: Volper, Thomas E.

Confirmation No. 6051

Filed: September 30, 1999

Group Art Unit: 2665

For: SCALABLE PACKET-SWITCHED CALL CONTROL SIGNALING

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

DECLARATION TO OVERCOME A CITED PUBLICATION (37 C.F.R. 1.131)

1. The person making this declaration is Randall BAIRD, representative inventor of the above-referenced patent application ("Application").

2. Certain claims of U.S. Patent Application Ser. No. 09/409,922 are currently rejected in view of certain prior art, *inter alia*, under 35 USC §103(a) in view of IETP Internet Draft Ong et al. Ong has a date ("Effective Date") of June 1999.

3. Conception of the invention that is the subject of the claims in the present application occurred prior to the Effective Date of Ong as evidenced by the attached Invention Disclosure document (Exhibit A) submitted internally at Cisco before June 1999.

4. Work on the invention was conducted continuously from a date prior to the Effective Date, until the date of filing of the above referenced Internet Draft, and thereafter.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United

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States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

  
Randall BAIRD

Dated: March 4, 2005